

## Message Text

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ACTION IO-10

INFO OCT-01 EUR-12 ISO-00 ACDA-05 ERDA-05 AF-06 ARA-06

CIAE-00 DODE-00 EA-07 PM-04 H-02 INR-07 L-03 NASA-01

NEA-10 NSAE-00 NSC-05 OIC-02 SP-02 PA-01 PRS-01

OES-03 SS-15 USIA-06 SAJ-01 DHA-02 MC-02 /119 W

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P R 180330Z NOV 75

FM USMISSION USUN NY

TO SECSTATE WASHDC PRIORITY 4095

INFO AMEMBASSY BONN

AMEMBASSY LONDON

AMEMBASSY MOSCOW

AMEMBASSY STOCKHOLM

AMEMBASSY THE HAGUE

C O N F I D E N T I A L SECTION 1 OF 2 USUN 6043

FOR ACDA AND IO

E.O. 11652: GDS

TAGS: PARM, UN, SW

SUBJECT: UNGA DISARMAMENT: SWEDISH RES ON INCENDIARIES

AND OTHER CONVENTIONAL WEAPONS

REF: USUN 5640(NOTAL)

1. SWEDISH DEL NOV 17 CIRCULATED TO SUBSTANTIAL NUMBER  
OF WESTERN AND OTHER DELS A REVISED VERSION OF EARLIER  
SWEDISH DRAFT RES UNDER AGENDA ITEM ON NAPALM AND OTHER  
INCENDIARIES" (TEXT SET OUT BELOW). RES INCORPORATES  
ELEMENT WHICH WE UNDERSTAND WAS DISCUSSED INFORMALLY BY  
SWEDISH AND US OFFICIALS IN WASHINGTON LAST WEEK, NAMELY  
INSERTION OF "INCLUDING ANY" BETWEEN "WEAPONS" AND  
"WHICH MAY BE DEMED TO BE EXCESSIVELY INJURIOUS OR TO  
HAVE INDISCRIMINATE EFFECTS" IN FIRST PREAMBULAR AND  
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SECOND OPERATIVE PARAS.

2. RES ALSO INCORPORATES SOME BUT NOT ALL CHANGES PROPOSED BY UK DEL UNDER LONDON INSTRUCTIONS AND DISCUSSED IN NOV 14 MEETING OF WESTERN WEAPONS LIAISON GROUP DELS. GROUP SUPPORTED MOST OF BRITISH CHANGES AND UK DEL CONVEYED THESE TO SWEDES, ALONG WITH CERTAIN ADDITIONAL SUGGESTIONS BY OTHER MEMBERS OF GROUP (SEE BELOW), UNDER HEADING "SOME COMMENTS BY CERTAIN WESTERN COUNTRIES." SUGGESTED CHANGES ALSO INCLUDED ELEMENTS OF US-SWEDISH DISCUSSION SET OUT IN PARA 1 ABOVE. NEW DRAFT CONTAINS WHAT UK DELOFF CONSIDERS MOST IMPORTANT CHANGE SUGGESTED BY BRITISH: DELETION OF "WHICH MAY HAVE EXCESSIVELY INJURIOUS EFFECTS" FOLLOWING "PROJECTILES" IN FOURTH PREAMBULAR PARA.

3. UK DELOFF INDICATED INFORMALLY NOV 17 THAT ACCOMPLISHMENT OF ESSENTIAL UK CHANGES PLUS THOSE "SUGGESTED" BY US HAD BROUGHT RES SUBSTANTIALLY CLOSER TO BEING ACCEPTABLE TO BRITISH. NEVERTHELESS, HE SAID, ONE MAJOR PROBLEM REMAINED: THE FRG PROPOSAL, INCLUDED IN WESTERN "COMMENTS," TO INCLUDE REFERENCES TO NATIONAL SECURITY IMPLICATIONS AND INTERESTS INVOLVED IN CONSIDERATION OF POSSIBLE BANS OR RESTRICTIONS ON USE OF WEAPONS IN QUESTION. (GERMANS SUGGESTED INSERTING "OF THE SECURITY IMPLICATIONS OF SUCH BANS AND RESTRICTIONS AND" AFTER "CONSCIOUS" IN PREAMBULAR PARA FIVE, AND "TAKING INTO ACCOUNT THE NECESSARY SECURITY INTERESTS OF MEMBER STATES" AT END OF OPERATIVE PARA TWO). ACCORDING TO UK DELOFF, THIS PROPOSAL WAS STRONGLY SUPPORTED, IN PRINCIPLE IF NOT IN SPECIFIC LANGUAGE, BY FRANCE, ITALY AND BELGIUM AS WELL AS UK ITSELF.

4. FRG DELOFF NOV 17 SOLICITED US SUPPORT FOR GERMAN PROPOSAL WHICH, HE SAID, COULD TIP SCALES TOWARD CO-SPONSORS' ACCEPTANCE AND THUS GO FAR TO FACILITATE CONSENSUS. ON OTHER HAND, NETHERLANDS DELOFF REPORTED THAT PROPOSAL HAD MET SEVERE RESISTANCE, ESPECIALLY FROM MEXICO, AT NOV 14 CO-SPONSORS' MEETING (NETHERLANDS, IT WILL BE OBSERVED, HAS ALREADY SIGNED ON AS CO-SPONSOR). US DELOFF, EMPHASIZING THIS WAS ON PERSONAL AND UNINSTRUCTED CONFIDENTIAL

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BASIS, SUGGESTED THAT FRG AND UK DELOFFS CONSIDER WHETHER ESSENTIAL POINT OF FRG PROPOSAL COULD BE MET BY INCLUDING SOME REFERENCE TO SECURITY IMPLICATIONS IN PREAMBULAR, BUT OMITTING IT FROM OPERATIVE SECTION; HE OBSERVED, AND BOTH INTERLOCUTORS AGREED, THAT PARTICIPANTS IN DIPLOMATIC CONFERENCE WOULD TAKE SUCH IMPLICATIONS INTO ACCOUNT IN ANY CASE.

5. ALSO ON NOV 17, USSR DELOFF ASKED US VIEWS ON THIS AGENDA ITEM. HE INDICATED SOVIETS REMAINED RESERVED TOWARD BASIC APPROACH OF SWEDISH RES, PREFERRING TO DEAL WITH QUESTION OF BANNING OR LIMITING USE OF SPECIFIC WEAPONS IN ARMS CONTROL RATHER THAN LAWS OF WAR CONTEXT. HE DID NOT, HOWEVER, FLATLY RULE OUT POSSIBILITY OF JOINING IN CONSENSUS WHEN TOLD THAT THIS POSSIBILITY WAS BEING WEIGHED WITHIN USG. (UK DEL OFF LATER INDICATED HE THOUGHT SOVS WOULD BE FAVORABLE TOWARD FRG PROPOSAL AND MIGHT BE MOVED IN DIRECTION OF PARTICIPATING IN CONSENSUS IF IT WERE ACCEPTED.)

6. REQUEST GUIDANCE ASAP ON ACCEPTABILITY OF REVISED SWEDISH RES WITH OR WITHOUT FRG-PROPOSED CHANGES. (SWEDES HAVE INDICATED INTENTION TO TABLE RES LATE IN WEEK OF NOV 17.)

7. TEXT OF REVISED RES FOLLOWS:

QUOTE

AUSTRIA, EHTIOPIA, NETHERLANDS, NEW ZEALAND, NIGERIA, NORWAY, MEXICO, SWEDEN, VENEZUELA AND YUGOSLAVIA

NAPALM AND OTHER INCENDIARY WEAPONS AND ALL ASPECTS OF THEIR POSSIBLE USE

THE GENERAL ASSEMBLY,

CONVINCED THAT THE SUFFERING OF CIVILIAN POPULATION AND COMBATANTS COULD BE SIGNIFICANTLY REDUCED, IF GENERAL AGREEMENT CAN BE ATTAINED ON THE PROHIBITION OR RESTRICTION FOR HUMANITARIAN REASONS OF THE USE OF SPECIFIC CONVENTIONAL

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WEAPONS INCLUDING ANY WHICH MAY BE DEEMED TO BE EXCESSIVELY INJURIOUS OR TO HAVE INDISCRIMATE EFFECTS;

MINDFUL THAT POSITIVE RESULTS IN THIS REGARD ARE LIKELY TO FACILITATE SUBSEQUENT SUBSTANTIVE DISARMAMENT NEGOTIATIONS WITH A VIEW

TO THE ELIMINATION OF PRODUCTION, STOCK-PILING AND PROLIFERATION OF THE WEAPONS IN QUESTION WHICH SHOULD BE AN ULTIMATE OBJECTIVE;

RECALLING THAT THE ISSUE OF PROHIBITIONSS OR RESTRICTIONS FOR HUMANITARIAN REASONS OF THE USE OF SPECIFIC CONVENTIONAL WEAPONS HAS BEEN THE SUBJECT OF SERIOUS AND SUBSTANTIVE DISCUSSION AT THE LEVEL OF GOVERNMENT EXPERTS AT THE LUCERNE CONFERENCE UNDER THE AUSPICES OF THE INTER-

NATIONAL COMMITTEE OF THE RED CROSS AND OF THE GOVERNMENT REPRESENTATIVES AT THE DIPLOMATIC CONFERENCE IN GENEVA ON INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS AND IN THE GENERAL ASSEMBLY OF THE UNITED NATIONS;

AWARE THAT THE DISCUSSIONS AS WELL AS THE PROPOSALS AND SUGGESTIONS WHICH HAVE BEEN ADVANCED HAVE REGARD NOT ONLY TO NAPALM AND OTHER INCENDIARY WEAPONS BUT ALSO TO A NUMBER OF OTHER SPECIFIC KINDS OF CONVENTIONAL WEAPONS, E.G. VARIOUS SMALL CALIBRE PROJECTILES, CERTAIN BLAST AND FRAGMENTATION WEAPONS, AS WELL AS SOME DELAYED ACTION WEAPONS AND PERFIDIOUS WEAPONS;

CONSCIOUS OF THE NEED TO CONTINUE DISCUSSION AND FOR SUPPLEMENTARY DATA TO ENABLE GOVERNMENTS TO REACH FURTHER CONCLUSIONS AND TO SEEK BROAD AGREEMENT,

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OES-03 SS-15 USIA-06 SAJ-01 DHA-02 MC-02 /119 W

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P R 180330Z NOV 75

FM USMISSION USUN NY

TO SECSTATE WASHDC PRIORITY 4096

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C O N F I D E N T I A L SECTION 2 OF 2 USUN 6043

FOR ACDA AND IO

NOTING WITH SATISFACTION, THAT THE ISSUE WILL BE BEFORE

A SECOND CONFERENCE OF GOVERNMENT EXPERTS UNDER THE AUSPICES OF THE INTERNATIONAL COMMITTEE OF THE RED CROSS IN LUGANO, 28 JANUARY -26 FEBRUARY 1976 WITH A VIEW TO FOCUSING ON SUCH WEAPONS AS HAVE BEEN OR MIGHT BECOME THE SUBJECT OF PROPOSED BANS OR RESTRICTIONS AND TO STUDYING THE POSSIBILITY, CONTENTS AND FORM OF SUCH PROPOSED BANS OR RESTRICTIONS AND THAT, THEREAFTER, THE ISSUE WILL COME BEFORE THE GENEVA DIPLOMATIC CONFERENCE ON INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS, 21 APRIL - 11 JUNE 1976;

TRUSTING THAT THIS FURTHER WORK WILL BE INSPIRED BY A SENSE OF URGENCY AND A WISH TO ATTAIN CONCRETE RESULTS;

1. TAKES NOTE OF THE REPORTS BY THE SECRETARY-GENERAL ON THE WORK OF THE DIPLOMATIC CONFERENCE ON THE REAFFIRMATION AND CONFIDENTIAL

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DEVELOPMENT OF INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS AS REGARDS THE WORK OF THE CONFERENCE RELEVANT TO THE PRESENT RESOLUTION (A/10195 AND A/10222 (1975);

2. INVITES THE DIPLOMATIC CONFERENCE ON THE REAFFIRMATION AND DEVELOPMENT OF INTERNATIONAL HUMANITARIAN LAW APPLICABLE IN ARMED CONFLICTS TO CONTINUE ITS CONSIDERATION OF THE USE OF SPECIFIC CONVENTIONAL WEAPONS INCLUDING ANY WHICH MAY BE DEEMED TO BE EXCESSIVELY INJURIOUS OR TO HAVE INDISCRIMINATE EFFECTS, AND ITS SEARCH FOR AGREEMENT FOR HUMANITARIAN REASONS ON POSSIBLE RULES PROHIBITING OR RESTRICTING THE USE OF SUCH WEAPONS;

3. REQUESTS THE SECRETARY-GENERAL, WHO HAS BEEN INVITED TO ATTEND THE DIPLOMATIC CONFERENCE AS AN OBSERVER, TO REPORT TO THE GENERAL ASSEMBLY AT ITS THIRTY-FIRST SESSION ON ASPECTS OF THE WORK OF THE CONFERENCE AND OF THE LUGANO CONFERENCE RELEVANT TO THE PRESENT RESOLUTION;

4. DECIDES TO INCLUDE IN THE PROVISIONAL AGENDA OF ITS THIRTY-FIRST SESSION AN ITEM ENTITLED "INCENDIARY AND OTHER SPECIFIC CONVENTIONAL WEAPONS WHICH MIGHT BE THE SUBJECT OF PROHIBITIONS OR RESTRICTIONS OF USE FOR HUMANITARIAN REASONS."

UNQUOTE  
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## Message Attributes

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Margaret P. Grafeld  
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**TAGS:** PARM, SW, UN  
**To:** STATE  
**Type:** TE  
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